

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. RP97-369-000]

Public Service Company of Colorado and Cheyenne Light Fuel and Power Company; Notice of Petition for an Order Establishing Procedures for the Payment of Refunds

May 21, 1997.

Take notice that on May 16, 1997, Public Service Company of Colorado and Cheyenne Light, Fuel and Power Company (Petitioners) filed a request that the Commission issue an order establishing procedures for the payment of refunds of overcharges related to Kansas ad valorem taxes, as required by the decision of the United States Court of Appeals for the District of Columbia Circuit issued on August 2, 1996, in *Public Service Co. of Colorado v. FERC*, 91 F.3d 1478 (D.C. Cir. 1996), *cert. denied*, (May 12, 1997).

The Petitioners state that as customers of several interstate pipelines during the 1980's they paid amounts for Kansas ad valorem taxes as part of the Commission-approved rates for gas sales service. In *Public Service Co. of Colorado*, the Court upheld the Commission's determination that Kansas ad valorem taxes paid by the first sellers were not severance taxes that qualified as an "add-on" to the maximum lawful price under section 110 of the Natural Gas Policy Act (NGPA). The Court held that all first sellers were to refund all amounts for Kansas ad valorem taxes collected with respect to production since October 1983, when they had notice of the Commission's proceeding instituted to determine whether the taxes were recoverable under the NGPA.

The Petitioners assert that to implement the decision in *Public Service Co. of Colorado*, the Commission must require first sellers that collected revenues in excess of the NGPA maximum lawful prices as reimbursement of Kansas ad valorem taxes for sales since 1983 to refund the unlawful overcharges to the pipeline purchasers, with interest calculated using the Commission's applicable interest rate for each quarter since collection of the taxes. The pipeline purchasers must then flow through the refunds to the customers that were actually overcharged. The Petitioners request that the Commission issue an order establishing such procedures for the payment of refunds.

Any person desiring to be heard or to protest said filing should file a petition

to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Sections 385.211 and 385.214 of the Commission's Rules of Practice and Procedure. All such petitions or protests must be filed on or before June 11, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,*Secretary.*

[FR Doc. 97-13910 Filed 5-27-97; 8:45 am]

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DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. ER97-2726-000]

South Carolina Electric & Gas Company; Notice of Filing

May 21, 1997.

Take notice that on April 28, 1997, South Carolina Electric & Gas Company (SCE&G) tendered for filing its quarterly report which summarizes negotiated market sales tariffs for short term service. SCE&G states that this report is being filed pursuant to the requirements stated in Docket No. ER96-1085-000.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before June 2, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and available for public inspection.

Lois D. Cashell,*Secretary.*

[FR Doc. 97-13893 Filed 5-27-97; 8:45 am]

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DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. RP97-146-003]

U-T Offshore System; Notice of Proposed Changes in FERC Gas Tariff

May 21, 1997.

Take notice that on May 19, 1997, U-T Offshore System (U-TOS), tendered for filing as part of its FERC Gas Tariff, Third Revised Volume No. 1, the following tariff sheets to be effective June 1, 1997. The tariff sheets are filed to comply with the Commission's directives in its May 7, 1997 letter order in the captioned proceeding:

Substitute Sixth Revised Sheet No. 73

Substitute Original Sheet No. 73A

Substitute Original sheet No. 73B.

U-TOS states that copies of the filing were served on all affected entities.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, DC 20426, in accordance with Section 385.211 of the Commission's Rules of Practice and Procedure. All such protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file and available for public inspection in the Public Reference Room.

Lois D. Cashell,*Secretary.*

[FR Doc. 97-13902 Filed 5-27-97; 8:45 am]

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DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission**

[Docket No. CP97-523-000]

Williams Natural Gas Company; Notice of Request under Blanket Authorization

May 21, 1997.

Take notice that on May 15, 1997, Williams Natural Gas Company (WNG), P.O. Box 3288, Tulsa, Oklahoma 74101, filed in Docket No. CP97-523-000 a request pursuant to Sections 157.205, 157.208, 157.212 and 157.216 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205, 157.208, 157.212 and 157.216) for authorization (1) to abandon by reclaim